

# FAX TRANSMISSION

DATE: January 20, 2011  
CLIENT NO.: 054945-0023  
MESSAGE TO: Attention: Mary C. Till  
COMPANY: USPTO Office of Patent Legal Administration  
Hatch-Waxman PTE  
FAX NUMBER: (571) 273-7755  
FROM: Donald J. Bird  
PHONE: 202-739-5320

PAGES (Including Cover) 3 HARD COPY TO FOLLOW ☐ YES ☒ NO

MESSAGE: **Re: Application for Patent Term Extension**  
**US Patent No. 5,250,542**  
**ENTEREG® (alvimopan)**

Please see the attached **ELECTION PURSUANT TO 37 CFR § 1.785(b) AND WAIVER OF PERIOD FOR REQUESTING RECONSIDERATION** by which Applicant elects the subject patent for certificate of extension. In view of the fact that the original term of this patent expires on March 29, 2011, Applicant is also waiving the period for requesting reconsideration in order to expedite issuance of the final Certificate of Extension.

Thank you.  
Donald J. Bird

If your receipt of this transmission is in error, please notify this firm immediately by collect call to sender at 202.739.3000 and send the original transmission to us by return mail at the address below.

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PATENT  
ATTORNEY DOCKET NO.: 054945-0023

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re United States Patent No. 5,250,542 )  
Granted: October 5, 1993 )  
Patentees: Buddy E. CANTRELL *et al.* )  
Assignee: Eli Lilly and Company )  
FOR: PERIPHERALLY SELECTIVE )  
PIPERIDINE CARBOXYLATE OPIOID )  
ANTAGONISTS )

HATCH-WAXMAN PTE  
ENTEREG® (alvimopan) US Patent No. 5,250,542

Date January 20, 2011  
VIA FACSIMILE

**ELECTION PURSUANT TO 37 CFR § 1.785(b)**  
**AND**  
**WAIVER OF PERIOD FOR REQUESTING RECONSIDERATION**

Sir:

With reference to the Notice of Final Determination mailed January 3, 2011, and pursuant to the provisions of 37 CFR 1.785(b), Applicant hereby elects that a Certificate of Extension be issued to the subject U.S. Patent No. 5,250,542.

Additionally, Applicant agrees with the determination of 3,366 days for the period of extension, and thus agrees to waive the one month period of time to request reconsideration of the Notice of Final Determination so that the Certificate of Extension can issue as quickly as possible.

Accordingly, Applicant requests that the final Certificate of Extension be issued without further delay extending the term of the above-referenced patent by 3,366 days, providing an extended term to and including March 29, 2016.

Please continue to address all inquiries and correspondence relating to this application for patent term extension to the following registered practitioner, who

ATTORNEY DOCKET NO.: 054945-0023

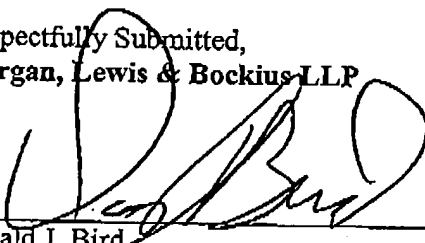
U.S. Patent No.: 5,250,542

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is counsel for the marketing applicant and authorized to act on behalf of the patent owner with respect to this Application and all correspondence pertaining hereto:

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Respectfully Submitted,  
Morgan, Lewis & Bockius LLP



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